

Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of	)	
	)	
Amendment of Section 73.622(b),	)	MB Docket No. 02-282
Table of Allotments,	)	RM-10523
Digital Television Broadcast Stations.	)	
(Minot, North Dakota)	)	

**REPORT AND ORDER**  
(Proceeding Terminated)

Adopted: March 11, 2003

Released: March 20, 2003

By the Chief, Video Division:

1. At the request of Prairie Public Broadcasting ("PPB"), licensee of noncommercial education station KSRE(TV), the Commission has before it the Notice of Proposed Rule Making, 17 FCC Rcd 18093 (2002), proposing the substitution of DTV channel \*40 for station KSRE(TV)'s assigned DTV channel \*57.<sup>1</sup> PPB filed comments. No other comments were received.

2. We believe the public interest would be served by substituting DTV channel \*40 for DTV channel \*57 since it will allow PPB to preserve its limited resources and to operate on an in-core channel. DTV channel \*40 can be allotted to Minot, North Dakota, as proposed, in compliance with the principle community coverage requirement of Section 73.625(a) at coordinates 48-03-02 N. and 101-23-25 W. Since the community of Minot is located within 400 kilometers of the U.S.-Canadian border, concurrence from the Canadian government has been obtained for this allotment. In addition, we find that this channel is acceptable under the 2 percent criterion for *de minimis* impact that is applied in evaluating requests for modification of initial DTV allotments under Section 73.623(c)(2) for Station KSRE-DT with the following specifications:

<u>State &amp; City</u>	<u>DTV Channel</u>	<u>DTV power (kW)</u>	<u>Antenna HAAT (m)</u>	<u>DTV Service Pop. (thous.)</u>
ND Minot	*40	1000	253	85

3. Accordingly, pursuant to the authority contained in Sections 4(i), 5(c)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the Commission's Rules, **IT IS ORDERED**, That effective May 5, 2003, the DTV

<sup>1</sup> As stated in the *Notice*, PPB reported that operating on an out-of-core channel would cause undue financial hardship. PPB indicated that it would cost an additional \$425,000 to migrate from an out-of-core channel to an in-core channel. PPB asserted that this would mean a total cost outlay of \$1,625,000 for the DTV conversion, as compared with \$1,200,000 to build out a DTV facility on channel \*40.

Table of Allotments, Section 73.622(b) of the Commission's Rules, IS AMENDED, with respect to the community listed below, to read as follows:

<u>City</u>	<u>Channel No.</u>
Minot, North Dakota	15c, 45, *40 58

4. IT IS FURTHER ORDERED, That within 45 days of the effective date of this Order, Prairie Public Broadcasting shall submit to the Commission a minor change application for a construction permit (FCC Form 340) specifying DTV Channel \*40 in lieu of DTV Channel \*57 for station KSRE-DT.

5. IT IS FURTHER ORDERED, That this proceeding **IS** TERMINATED.

6. For further information concerning this proceeding, contact Pam Blumenthal, Media Bureau, (202)418-1600.

FEDERAL COMMUNICATIONS COMMISSION

Barbara A. Kreisman  
Chief, Video Division  
Media Bureau